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Attorneys for Plaintiff,  
CATHOLIC HEALTHCARE WEST-BAY AREA d.b.a.  
ST. MARY'S MEDICAL CENTER

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO

CATHOLIC HEALTHCARE WEST-BAY AREA  
d.b.a. ST. MARY'S MEDICAL CENTER,

Plaintiff,

v.

SEAFARERS HEALTH AND BENEFITS PLAN,

Defendant.

No. C-06-01741 SI

**STIPULATION AND [PROPOSED]  
ORDER RE: CONTINUANCE OF  
EXPERT DISCOVERY CUT-OFF  
DATE**

Judge: Hon. Susan Illston  
Courtroom: 10, 18<sup>th</sup> Floor  
Location: 450 Golden Gate Avenue  
San Francisco, California

Trial: March 12, 2007

The Plaintiff CATHOLIC HEALTHCARE WEST-BAY AREA d.b.a. ST. MARY'S MEDICAL CENTER and Defendant SEAFARERS HEALTH AND BENEFITS PLAN ("Seafarers") hereby submit the following STIPULATION RE: CONTINUANCE OF EXPERT DISCOVERY CUT-OFF DATE

WHEREAS the current Expert Discovery Cut-off Date is December 15, 2006 pursuant to the Court's Pretrial Preparation Order;

WHEREAS the parties are scheduled to participate in a settlement conference with Honorable Chief Magistrate Judge James Larson on December 7, 2006;

///

1 WHEREAS the hearing on Seafarers' Motion for Summary Judgment is scheduled for hearing on  
2 January 19, 2007;

3 WHEREAS the parties wish to continue the Expert Discovery Cut-off Date to a date following  
4 the hearing on Seafarers' Motion for Summary Judgment so as not to prematurely incur the costs  
5 associated with expert discovery, which may prove unnecessary should the parties reach a settlement at  
6 the settlement conference or should Seafarers' Motion for Summary Judgment be granted;

7 IT IS THEREFORE STIPULATED by and between the parties through their undersigned  
8 counsel of record that the Expert Discovery Cut-off Date shall be continued to February 16, 2007.

9 Respectfully submitted,

10 DATED: November 13, 2006

STEPHENSON, ACQUISTO & COLMAN

11  
12 By: 

13 Joy Young Stephenson  
14 Richard A. Lovich  
15 Barry Sullivan  
16 Gary L. LaHendro  
17 Attorneys for Plaintiff  
CATHOLIC HEALTHCARE WEST-BAY  
AREA d.b.a. ST. MARY'S MEDICAL  
CENTER

18 DATED: November 17, 2006

19 NEYHART, ANDERSON, FLYNN &  
20 GROSBOLL

21 By: 

22 Scott De Nardo  
23 Attorneys for Defendant  
SEAFARERS HEALTH AND BENEFITS  
PLAN

24 IT IS SO ORDERED.

25 DATED: November \_\_, 2006

26 By: 

27 Hon. Susan Illston  
28 U.S. District Court Judge

**PROOF OF SERVICE  
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES**

I am employed in the county of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 303 North Glenoaks Boulevard, Suite 700, Burbank, California 91502-3226.

On November \_\_\_, 2006, I served the foregoing document(s) described as

**STIPULATION AND [PROPOSED] ORDER RE: CONTINUANCE OF EXPERT DISCOVERY  
CUT-OFF DATE** by placing a true copy as follows:

**Richard K. Grosboll, Esq.  
Scott M. De Nardo, Esq.  
Neyhart, Anderson, Flynn & Grosboll  
44 Montgomery Street, Suite 2080  
San Francisco, CA 94104**

☒ BY MAIL: I am "readily familiar" with the firm's practice of collection and processing correspondence for mailing. Under that practice it would be deposited with the United States Postal Service on that same day with postage thereon fully prepaid at Burbank, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit. [C.C.P. 1013a(3)]

☐ BY MESSENGER: I caused such envelope(s), with A-LINE MESSENGER Charges to be paid by this firm, to be picked up by A-LINE at our facility on the aforementioned date. [C.C.P. 1013(c) 1013(d)]

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☐ BY TELECOPIER: Service was effected on all parties at approximately \_\_\_ by transmitting said document(s) from this firm's facsimile machine (818/559-5484) to the facsimile machine number(s) shown above. Transmission to said numbers was successful as evidenced by a transmission report produced by the machine indicating the documents had been transmitted completely and without error. [C.R.C. N° 2008(e), C.C.P. 1013(e)]

☒ State: I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

Executed on November \_\_\_, 2006 at Burbank, California.

/s/ Aida Grigorian  
AIDA GRIGORIAN